

1 District Judge Robert S. Lasnik
2 Magistrate Judge Mary Alice Theiler
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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT SEATTLE

11 DIMITRY SEU,

12 Petitioner,

13 v.

14 MICHAEL CHERTOFF, et. al.,

15 Respondents.

16 No. C07-0859-RSL

17 JOINT STIPULATION AND
18 ORDER OF DISMISSAL

19 (Note on Motion Calendar Today, Pursuant
20 To Local Rule 7(d)(1))

21 COMES NOW the Petitioner, by and through his counsel, Allen R. Peters, and the
22 Respondents, by and through their counsel, Jeffrey C. Sullivan, United States Attorney for the
23 Western District of Washington, and Kristin B. Johnson, Assistant United States Attorney for
24 said District, and hereby stipulate to the dismissal of Petitioner's Complaint for Declaratory
25 Injunctive Relief and Petition for Writ of Habeas Corpus.

26 WHEREAS Petitioner filed a Complaint for Declaratory Injunctive Relief and Petition for
27 Writ of Habeas Corpus on June 6, 2007, asking the Court to enjoin Respondents from
28 transferring Petitioner out of this judicial district (Dkt. #1).

29 WHEREAS subsequent to the filing of the Complaint, Respondents agreed not to transfer
30 Petitioner out of this judicial district. Petitioner continues to be detained at the Northwest
31 Detention Center in Tacoma, Washington.

32 NOW, THEREFORE, the parties, through their respective counsel of record, HEREBY
33 STIPULATE, AGREE, AND JOINTLY MOVE, that this Court may make the following order:

34 1. Petitioner's Complaint for Declaratory Injunctive Relief and Petition for Writ of Habeas
35 Corpus is DISMISSED, with prejudice and without fees or costs to either party.

36 SO STIPULATED.

37 JOINT STIPULATION AND ORDER
38 OF DISMISSAL - 1
39 (C07-00859-RSL-MAT)

40 UNITED STATES ATTORNEY
41 700 STEWART STREET, SUITE 5220
42 SEATTLE, WASHINGTON 98101-3903
43 (206) 553-7970

1 DATED this 2nd day of August, 2007.
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s/ Allen R. Peters
ALLEN R. PETERS, WSBA #24988
4 Attorney for Petitioner
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SO STIPULATED.

DATED this 2nd day of August, 2007.

JEFFREY C. SULLIVAN
United States Attorney
9

s/ Kristin Johnson
KRISTIN B. JOHNSON, WSBA #28189
11 Assistant United States Attorney
12 Attorney for Respondents
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ORDER

14 IT IS HEREBY ORDERED that:

15 The Joint Stipulation to Dismiss Petitioner's Complaint for Declaratory Injunctive Relief
16 and Petition for Writ of Habeas Corpus is APPROVED and GRANTED. This action is
17 DISMISSED with prejudice, and without fees or costs to either party.

DATED this 3rd day of August, 2007.

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22 Robert S. Lasnik
23 United States District Judge
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RECOMMENDED for entry
25 this 2nd day of August, 2007.
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s/ Mary Alice Theiler
27 United States Magistrate Judge
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